

trict; G. P. Finlay, Twenty-fourth District; J. D. Sayers, Twenty-sixth District; N. G. Shelley, Twenty-eighth District; H. C. King, Twenty-ninth District.

Prayer by the Rev. Taliaferro.

On motion of Senator Fountain, the Senate adjourned to 12 o'clock M. to-morrow.

SENATE CHAMBER,
AUSTIN, TEXAS, January 15, 1873.

Senate met pursuant to adjournment, President Flanigan presiding. Roll called; quorum present. Prayer by the chaplain.

The President arose in his seat and addressed the Senate as follows:

HON. SENATORS: During the last session of the Twelfth Legislature, after the death of the lamented Honorable Don Campbell, I was called to the Presidency of the Senate. I discharged the duties of that position to the best of my ability, and have ever felt sincerely grateful to the honorable body over which I presided for the courteous and liberal support which I received in my efforts to promote the harmonious dispatch of the public business.

I find now that a difference of opinion exists, even amongst men learned in the law, upon the question whether or not I am now the President of the Senate. I propose to solve this question by a voluntary relinquishment of any claims I may have to that position.

In the midst of the discussion which this subject has received during the last few days, I have kept my own counsel. I know there are those who have expected that I would take advantage of some supposed influence at Washington to make a contest for the presidency of this honorable body. I wish to say distinctly that my self-respect would not permit me to occupy the position of President of the Senate against the wishes of a majority of the Senators, especially when there was some doubt as to the legality of my right to the position.

I have further to say that the position, highly honor-

able as it is, has no value in my eyes in comparison with the public interest, which depends so greatly upon the harmonious organization of the Senate.

And last of all, and more than all, I have to say that I regard the re-election of General Grant to the presidency of the United States, by the great Republican party of the nation, as an assurance that we are about to see the end of the melancholy results of civil strife; that questions which have hitherto vexed and distracted us are settled by the nation's verdict; and believing this, I am not willing by any action of mine, on a question like the present, to invite the interference of the Federal government in our local affairs. Many of the members of the dominant party counsel moderation. Gentlemen, we will meet you half way. Are you in earnest? We shall see.

I congratulate Senators, and the people of Texas, upon the auspicious circumstances under which we are about to enter upon, our deliberations. I hope that we may not forget, in the midst of party triumph or party contests, the true interests of the people. I respectfully invite Senators to proceed to the organization of the Senate.

Motion by Senator Dohoney to proceed to the organization of the Senate.

The President announced nominations for the President of the Senate as in order.

Senator Dohoney placed in nomination the name of Senator E. B. Pickett.

Senators Fountain, Broughton, Ruby and Dohoney were appointed to conduct the election of officers, and the Senate proceeded to ballot, with the following result: Pickett, 25; scattering, 3.

Senator E. B. Pickett having received a majority of all the votes cast, was declared constitutionally elected President of the Senate for the time being.

Senators Broughton, Ruby and Dohoney were appointed a committee to escort the President to his seat, who addressed the Senate as follows:

Gentlemen of the Senate:

You will allow me to say that I cannot but feel flattered by the honor you have just conferred upon me, in selecting me to preside over your deliberations. Especially is this so when I reflect that the selection has been made from a body of men, so many of whom could have filled the

position perhaps better than I can; and the more especially am I pleased that the selection was so nearly unanimous. The duties of presiding officer of deliberative bodies are various, arduous and sometimes difficult, and I cannot hope, much less expect, to be able at all times to give satisfaction to every one. Yet I can promise you that I will try, with your assistance to so discharge the duties assigned me, that when our labors are through you may feel no regret at the selection.

We have much work before us that the people expect us to do, and that we ought to do. We are to legislate for a great and growing State, a State that is perhaps richer in undeveloped wealth than any similar extent of country on the continent, and whose future in wealth, in population and in civilization we can hardly now even conjecture. Then let us, by what we do and the manner in which we do it, demonstrate that we are equal to the work that has been intrusted to us—the taking care of the present and the shaping of the future of a great State. And to enable us to do this thoroughly and well, and in so doing it meet the just expectations of the people of the State, I feel that I may be permitted to hope that we will be found working together in harmony and solely for the public good.

On motion of Senator Broughton, the thanks of the Senate were tendered to the retiring President of the Senate for the able and impartial manner with which he had presided over their deliberations.

Journal of yesterday read and adopted.

The President announced the Senate ready to proceed with its further organization, and that nominations for secretary of the Senate were in order.

Senator Dillard placed in nomination the name W. L. Chalmers.

Senator Ball placed in nomination J. F. Johnson.

Senator Word placed in nomination George F. Robinson.

Senators Fountain, Broughton, Ruby and Dohoney acted as tellers.

The Senate proceeded to ballot, with the following result: Chalmers, 19; Johnson, 9; scattering, 1.

Mr. Chalmers having received a majority of all the votes cast, was declared duly elected secretary of the Senate.

Nominations for first assistant secretary being in order, Senator Evans placed in nomination the name of John W. Lane.

Senator Finlay placed in nomination the name of Geo. L. Robertson.

Senator Gaines placed in nomination the name of James E. Slater.

The Senate proceeded to ballot, with the following result: Lane, 17; Robertson 6; Slater, 4; scattering, 3.

Mr. Lane having received a majority of all the votes cast, was declared duly elected first assistant secretary.

Nominations being in order for second assistant secretary, Senator Pyle nominated R. C. Hunt; C. N. Rutherford was nominated by Senator Shelley; and the Senate proceeded to ballot, with the following result: Hunt, 27; Rutherford, 2.

Mr. Hunt having received a majority of all the votes cast, was declared duly elected.

Nominations for sergeant-at-arms: By Senator Dillard, W. A. Pitts, of Travis county; by Senator Cole, A. Faulkner, of Robertson county. Senate proceeded to ballot, with the following result: Pitts, 9; Faulkner, 19; scattering, 1.

Mr. Faulkner having received a majority of all the votes cast, was declared duly elected.

Nominations for assistant sergeant-at-arms: By Senator Broughton, M. S. Millett, of Burleson county; by Senator Word, T. Andy Howitt, of Hopkins county; by Senator Swift, J. M. Latimer, of Red River county; by Senator Ball, J. A. Wallace; by Senator Flanagan, Ed. Creary. Senate proceeded to ballot, with the following result: Millett, 3; Howitt, 1; Latimer, 11; Wallace, 6; Creary, 7; Massman, 1.

No candidate having received a majority, no election.

The names of Howitt and Millett withdrawn.

Senate proceeded to vote again for assistant sergeant-at-arms, with the following result: Latimer, 11; Wallace, 7; Creary, 10; Massman, 1.

No candidate having received a majority of all the votes cast, therefore no election.

Senate proceeded to ballot again with the following result: Latimer, 10; Creary, 12; Wallace, 7. No election.

Senate proceeded to ballot again with the following result: Creary, 8; Latimer, 10; Wallace, 5; Millett, 4; Millon, 1; blank, 1. No. Election.

Senate proceeded to ballot again for assistant sergeant-at-arms, with the following result: Creary, 12; Latimer, 8; Wallace, 6; Millett, 3. No election.

Senate proceeded to ballot again with the following result: Creary, 16; Latimer, 8; Wallace, 3; Millett, 2.

Mr. Creary having received a majority of all the votes cast, was declared duly elected assistant sergeant-at-arms of the Senate.

Nominations for doorkeeper of the Senate: By Senator King, R. B. De Walt; by Senator Word, Colonel James H. Murray; by Senator Latimer, John Burleson; by —, J. H. Walker; by Senator Broughton, A. J. Mangum; by Senator Rawson, Randolph Blum. Senate proceeded to ballot with the following result: De Walt, 3; Burleson, 7; Murray, 7; Blum, 2; Walker, 5; Mangum, 3; blank, 1. No election.

Senate proceeded to the second ballot with the following result: De Walt, 4; Burleson, 9; Walker, 7; Murray, 6; Mangum, 2; blank, 1. No election.

Name of Mangum withdrawn by Senator Broughton; name of William J. Russell substituted. Senate proceeded to the third ballot with the following result: De Walt, 3; Burleson, 9; Walker, 6; Murray, 2; Russell, 7; blank, 1. No election.

The Senate proceeded to fourth ballot, with the following result: De Walt, 4; Burleson, 15; Walker, 5; Murray, 2; Russell, 2.

Mr. Burleson having received a majority of all the votes cast, was declared duly elected.

The Senate then proceeded to nominations for enrolling clerk of the Senate. By Senator Swift, Neal Rainey; by Senator Broughton, J. R. Cole; by Senator Finlay, R. C. Shelley; by Senator Word, J. M. Long; by Senator Dillard, S. C. Moseley. Senate proceeded to ballot, with the following result: Rainey, 9; Cole, 14; Shelley, 4; Moseley, 2. No election.

The Senate proceeded to ballot, with the following result: Rainey, 8; Cole, 15; Shelly, 6.

Mr. Cole having received a majority of all the votes cast, was declared duly elected.

The Senate then proceeded to nominations for engrossing clerk. By Senator Evans, A. H. Cook, Jr.; by Senator Broughton, M. G. Bates; by Senator Finlay, Rhodes Fisher; by Senator Dohoney, C. H. Randolph; by Sena-

tor Dillard, I. V. Davis; by Senator King, H. L. Berg; by Senator Ball, J. R. Mills. The Senate proceeded to ballot, with the following result: Berg, 2; Briggs, 3; Fisher, 11; Cook, 7; Randolph, 1; Davis, 3; J. R. Mills, 2. No election.

Senate proceeded to second ballot, with the following result: Cook, 7; Fisher, 14; Randolph, 1; Berg, 2; Mills, 2; Briggs, 2. No election.

The name of Mr. Briggs was withdrawn by Senator Broughton. The name Mr. Randolph was withdrawn by Senator Latimer. The name of Mr. Mills was withdrawn by Senator Dillard. Senate proceeded to third ballot for engrossing clerk, with the following result: Fisher, 19; Cook, 6; Briggs, 1; Davis, 1; Randolph, 1.

Mr. Fisher having received a majority of all the votes cast was declared duly elected engrossing clerk of the Senate. The President then announced the organization of the Senate complete and ready for business.

On motion of Senator Shelley the officers of the Senate elect came forward and were duly qualified.

Senator Shelley moved to appoint a committee of three to inform the House that the Senate was organized and ready for business. Carried; and the President appointed Senators Shelley, Henry and Ford said committee.

Senator Fountain moved that the Senate proceed to the election of postmaster. Lost.

Senator Ruby offered the following resolution:

Resolved, That the postmaster, pages and porters be selected by the President of the Senate.

Senator Saylor offered the following as a substitute for the resolution:

Resolved, That the President of the Senate is hereby authorized to appoint a postmaster, and such pages, messengers and porters as he may deem advisable.

Postponed until to-morrow.

Senator Pyle offered the following resolution:

Resolved, That the Secretary of the Senate be required to procure the necessary fuel, lights and stationery for the use of the Senate.

Adopted.

Senator Dohoney offered the following resolution:

Resolved, That the thanks of the Senate are hereby tendered to Col. Bell Burleson for the efficient manner in

which he has discharged the duties of temporary sergeant-at-arms.

Adopted.

On motion of Senator Fountain the rules of the last session were adopted for the government of the Senate for the present, and a committee of five on rules was appointed.

The President announced Senators Fountain, Finlay, Shelley, Ruby and Saylor a committee to draft rules for the present session.

The committee appointed to inform the House of the organization of the Senate reported duty performed, and was discharged.

A message from the House informed the Senate that the House had organized by the election of the following officers:

M. D. K. Taylor, Speaker; W. C. Walsh, Chief Clerk; T. J. Pilgrim, First Assistant; J. M. Beall, Second Assistant; W. A. Wortham, Engrossing Clerk; W. D. C. Nelson, Enrolling Clerk; E. S. Rhodes, Sergeant-at-Arms; N. C. Reeves, Assistant Sergeant-at-Arms; C. L. Arbuckle, Doorkeeper.

On motion of Senator Gaines, the Senate adjourned until 10 o'clock A. M. to-morrow.

SENATE CHAMBER,

AUSTIN, TEXAS, January 16, 1873.

Senate met pursuant to adjournment. Prayer by the chaplain. Roll called; quorum present. Journal of yesterday read and adopted.

Senator Fountain, chairman of a select committee appointed to draft rules for the guidance of the Senate, made the following report:

COMMITTEE ROOM, AUSTIN, January 16, 1873.

Hon. E. B. Pickett, President of the Senate.

SIR: Your committee appointed to prepare and report suitable rules for conducting the business of the Senate, respectfully report that they have performed their duty, and submit the following, and recommend their adoption: